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ELIYAHOU HARARI and
SANDISK CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

STMICROELECTRONICS, INC.,)	CASE NO.: C 05-04691 JF
)	
Plaintiff,)	Consolidated with
)	CASE NO.: C 08-02332 JF
v.)	
)	STIPULATION AND [PROPOSED]
ELIYAHOU HARARI; SANDISK)	ORDER SELECTING ADR
CORPORATION; and DOES 1 to 20, inclusive.)	PROCESS
)	
Defendants.)	
)	

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

Court Processes:

- ☐ Non-binding Arbitration (ADR L.R. 4)
☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)
☐ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

Private Process:

- ☒ Private ADR *(please identify process and provider):* The parties are willing to participate in private mediation.

The parties agree to hold the ADR session by:

- ☐ the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*
☒ other requested deadline: A date to be determined after resolution of the currently pending Motion to Remand.

Dated: July 14, 2008

SIDLEY AUSTIN LLP

By: /s/ Russell L. Johnson
Russell L. Johnson

Attorneys for Plaintiff
STMICROELECTRONICS, INC

Dated: July 14, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Michael A. Ladra
Michael A. Ladra

Attorneys for Defendants
ELIYAHOU HARARI and
SANDISK CORPORATION

PROPOSED ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- ☐ Non-binding Arbitration
- ☐ Early Neutral Evaluation (ENE)
- ☐ Mediation
- ☒ Private ADR

Deadline for ADR session

- ☐ 90 days from the date of this order.
- ☒ other: A date to be determined after resolution of the currently pending Motion to Remand.

Dated: 7/17/08


The Honorable Jeremy Fogel
UNITED STATES DISTRICT JUDGE

ATTESTATION

I, Michael A. Ladra, am the ECF user whose identification and password are being used to file the **STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS**. In compliance with General Order 45.X.B, I hereby attest that Russell L. Johnson has concurred in this filing.

Dated: July 14, 2008

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Michael A. Ladra
Michael A. Ladra